

## REMARKS

The undersigned submits herewith a signed Declaration of Prior Invention in the United States to Overcome Cited Patent and documentary evidence in the form of an original document entitled Declaration of Confidentiality & Non-Use.

Claims 1 and 2 now in the case stand rejected under 35 U.S.C. 103(a) as being unpatentable over Kawahara in view of Barnes. Kawahara is cited as disclosing an internet-facilitated virtual cemetery visiting system. However, it is acknowledged by Examiner Kim that Kawahara fails to specifically teach or fairly suggest that the medallion is attached to the gravestone. All other features of the invention, according to the Examiner, having been taught by Kawahara.

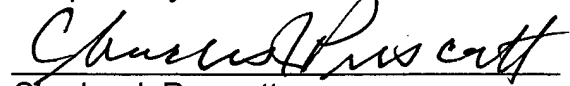
In response to this rejection, submitted herewith is a Declaration of Prior Invention in the U.S. which overcomes this Kawahara reference, eliminating Kawahara as such.

The Kawahara reference carries an earliest effective date of July 12, 2001, its filing date with no earlier claim of priority. The inventor of the present invention clearly made this invention substantially prior to that date and documented same with best available documentation in the form of a notarized written disclosure under confidentiality and non-use to Universal Consulting Service of Tampa on July 11, 2001, prior to the earliest effective date of Kawahara.

Based upon the foregoing, it is submitted that this case and all claims contained herein are in condition for allowance and same is respectfully requested. However, if Examiner Kim finds any remaining issues, he is requested to contact the undersigned directly by telephone in an attempt to resolve those remaining issues prior to issuing any

further written office actions.

Respectfully submitted,



Charles J. Prescott

Reg. No. 30,316

Charles J. Prescott, P.A.

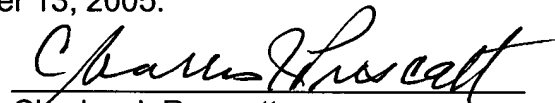
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CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing is being deposited in the U.S. Mail, first class postage paid, addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450, this September 13, 2005.



Charles J. Prescott